

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 22, 2005

DIVISION ONE

Court convened at 9:00 a.m.

Present: Spencer, P.J., Vogel (Miriam A.), J., Mallano, J., Suzukawa, J. (Assigned) and,
S. Beaux Deputy Clerk.

Each of the following:

B169866	People v. Eric G.
B171289	People v. Emanuel
B171713	People v. Schneider
B174150	People v. Padilla
B174210	People v. Pena
B175113	People v. Camargo
B175224	People v. Oates
B176018	People v. Hernandez
B176601	DCFS v. Cynthia R.
B177035	People v. Plascencia
B177494	DCFS v. April Y.
B175554	DCFS v. Anthony W.
B177919	DCFS v. Carmen E.

Argument waived, cause submitted.

B175610 People
 v.
 Terrell

Merits:

Argued by Christine C. Shaver for appellant and by Marc Nolan, Deputy
Attorney General, for respondent. Cause submitted.

DIVISION ONE (Continued)

B171650 California Coastal Commission et al.
 v.
 Heidt

Merits:
Argued by Deam E. Dennis for appellants and by Daniel A. Olivas, Deputy Attorney General, for respondent. Cause submitted.

Vogel, J. leaves the bench.

B167888 Angela F.
 v.
 County of Los Angeles Department of Children & Family Services

Merits:
Argued by David C. Bernstein for appellants and by Douglas Fee for respondents. Cause submitted.

Vogel, J. returns to the bench.

B171999 People
 v.
 McFarland

Merits:
Argued by Vanessa Place for appellant and by Erin M. Pitman, Deputy Attorney General, for respondent. Cause submitted.

Mallano, J. leaves the bench.

B170004 People
 v.
 Vanessa M. Quintero

Merits:
Argued by Jeffrey A. Needelman for appellant and by Bill Bilderback, Deputy Attorney General, for respondent. Cause submitted.

DIVISION ONE (Continued)

B173522 Davies
 v.
 Cameron et al.

Merits:
Argued by Paul R. Pearlson for appellants and by Richard B. Beauchesne for respondent. Cause submitted.

B174234 Maldonado
 v.
 Farmers Insurance Exchange

Merits:
Argued by John C. Taylor for appellant and by Nina E. Scholtz for respondent. Cause submitted.

Mallano, J. returns to the bench.

Vogel, J. leaves the bench.

B170073 Wright
 v.
 George W. Wright Trust

Merits:
Argued by Joseph E. Deems for appellant Mabel Wright and by Kenneth Glazier for respondent George W. Wright Trust. Cause submitted.

B172883 Coalition of Free Men et al.
 v.
 State of California

Merits:
Argued by Morse Mehrban for appellants and by Susan R Oie, Deputy Attorney General, for respondent. Cause submitted.

Vogel, J. returns to the bench.

DIVISION ONE (Continued)

Spencer, P.J. leaves the bench.

B174569 Molligan
v.
Smith

Merits:

Argued by Howard M. Fields for appellant and by Sylvia Havens for respondent. Cause submitted.

B168645 Porsche Financial Services
v.
Kwan

Merits:

Argued by Armen L. George for appellant and by Robert W. Beck for respondent. Cause submitted.

Court adjourned.

B170230 People (Not for Publication)
v.
Fermin Guerrero

Guerrero's sentence is modified by striking the 10-year sentence imposed pursuant to section 186.22, subdivision (b)(1), and by reflecting that Guerrero's sentence is 50 years to life (25 years to life on count 1, with a consecutive 25 years to life for the section 12022.53, subdivision (d), enhancement) with a minimum parole eligibility of 15 calendar years having been served; as modified, the judgment is affirmed and the cause is remanded to the trial court with directions to issue a corrected abstract of judgment and forward it to the Department of Corrections.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Suzukawa, J. (Assigned)

DIVISION TWO

B173061 Roll International Corporation, et al.
 v.
 Unilever United States, INC., et al.

Filed order denying petition for rehearing.

DIVISION THREE

B173640 Boris Stern et al. (Not for Publication)
 v.
 Getz, Krycler & Jakubovits et al.

The judgment is affirmed. Respondent(s) to recover costs.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

B175334 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Latrina T., et al.

The juvenile court orders are reversed and the matter is remanded for the DCFS to comply with ICWA notice requirements. If, after Indian entities receive proper notice under the ICWA, daughter and son are determined to be Indian children and the ICWA applies to these proceedings, Mother is entitled to petition the juvenile court to invalidate orders which violated 25 United State Code sections 1911, 1912, and 1913. (See 25 U.S.C. sec. 1914 and Cal. Rules of Court, rule 1439 (n)(1).)

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

DIVISION THREE (Continued)

B168850 Rolland Boceta (Not for Publication)

B171190 v.
Inglewood Unified School District

The judgment is affirmed. Petitioner(s) to recover costs.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

DIVISION FOUR

B174523 Willer (Not for Publication)

v.
State of California et al.

The judgment is affirmed.

White, J. (Assigned)

We concur: Epstein, P.J.
 Curry, J.

B175059 Sook (Not for Publication)

v.
Newhall

The judgment is affirmed.

Grimes, J. (Assigned)

We concur: Epstein, P.J.
 Curry, J.

March 22, 2005 (Continued)

DIVISION FOUR (Continued)

B161686 Kobayashi (Not for Publication)
v.
William O. Gamble III, as Personal Representative, etc.

The order dismissing the action is affirmed.

Curry, J.

We concur: Epstein, P.J.
Hastings, J.

B171631 People
v.
Somwangtawil

Filed order denying petition for rehearing.

DIVISION FIVE

B175356 People (Not for Publication)
v.
Deon Knowles

We affirm appellant's convictions. We reverse appellant's sentence only to the extent that the trial court stayed the 667.5, subdivision (b) enhancement and remand to the superior court for proceedings consistent with this opinion.

Turner, P.J.

I concur:	Armstrong, J.
I concur and dissent:	Mosk, J. (opinion)

March 22, 2005 (Continued)

DIVISION FIVE (Continued)

B178297 People (Not for Publication)

V.

Susan Williams Howard

The appeal is dismissed.

Turner, P.J.

We concur: Armstrong, J.

Kriegler, J. (Assigned)

B176545 Alliance Title Co.

V.

Craig Boucher

Filed order denying petition for rehearing.

B170465 Jayendra Shah

V.

County of Los Angeles Department of Health Services

Filed order denying petition for rehearing.

B172745 Jayendra Shah

V.

County of Los Angeles Department of Health Services

Filed order denying petition for rehearing.

DIVISION SEVEN

B177589 People (Not for Publication)
v.
Cordova

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B175145 People (Not for Publication)
v.
Marsha H.

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

[illegible]

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

March 22, 2005 (Continued)

DIVISION SEVEN (Continued)

B176641 People (Not for Publication)
v.
Terrell

The judgment is affirmed.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B172958 People (Not for Publication)
v.
Soong

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B176309 People (Not for Publication)
v.
Gomez

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

March 22, 2005 (Continued)

DIVISION EIGHT

[illegible]

The judgment is reversed, and the matter is remanded for a new trial.

Flier, J.

We concur: Rubin, Acting P.J.
Boland, J.

B176329 Guerra,
v.
Terry,

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed June 18, 2004) dismissed.